UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

JAMES D. DAUGHTY,)	
71 1 100())	
Plaintiff(s), vs.)	
)	Case No. 4:04CV00793-ERW
)	
JAMES PURKETT,)	
)	
Defendant(s).)	

CERTIFICATE OF APPEALABILITY

In accordance with the Memorandum and Order of this Court filed on this date and incorporated herein,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Petitioner is **DENIED** a Certificate of Appealability.

Dated this 5th Day of September, 2007.

E. RICHARD WEBBER

UNITED STATES DISTRICT JUDGE